

CASE NUMBER: 034252/2022

NOTICE OF MOTION

Document prepared for:
kevin barlow

CASE NAME

Rosemarie Mckinnis Est Of, Kathleen Mckinniss, Carin
Rosado, James Finn Est Of, Geraldine Finn Exr v. Ecohealth
Alliance Inc, Peter Daszak, Janet D Cottingham Aka, Janet
Dasz...

CASE FILING DATE

Oct. 5th, 2022

DOCUMENT FILED DATE

Feb. 21st, 2023

COUNTY

Rockland county, NY

JUDGE

Sherri L Eisenpress

CATEGORY

Torts - Environmental (SARS-COV-2)

STATUS

Active

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ROCKLAND

IN RE SARS-CoV-2;

KATHLEEN MCKINNISS, PROPOSED
REPRESENTATIVE OF THE ESTATE OF
ROSEMARIE MCKINNISS, DECEASED; CARIN
ROSADO, individually; GERALDINE FINN, AS
EXECUTOR OF THE ESTATE OF JAMES FINN,
DECEASED; DAVID CADD00, EXECUTOR OF
ESTATE OF PATRICIA MARIE CADD00,
DECEASED; MELANIE SMITH, EXECUTRIX OF
ESTATE OF ROBERT SENDZISCHEW, DECEASED;
KIMBERLY J. LEWIS, EXECUTRIX OF ESTATE OF
ROBERT F. LEWIS, DECEASED; LISA PETER,
PROPOSED REPRESENTATIVE OF ESTATE OF
PATRICIA A. CHISLETT, DECEASED; and
ROXANNE JONES, PROPOSED REPRESENTATIVE
OF ESTATE OF DALE JONES, DECEASED,

Plaintiffs,

-against-

ECOHEALTH ALLIANCE, INC., PETER DASZAK,
JANET D. COTTINGHAM a/k/a JANET DASZAK,
RALPH BARIC, W. IAN LIPKIN, and JOHN
AND JANE DOES 1-1000,

Defendants.

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Index No.: 034252/2022

PLEASE TAKE NOTICE that, upon the accompanying affirmation of Andrew W. Schilling, the accompanying memorandum of law, and upon all proceedings held in this case to date, defendant W. Ian Lipkin will move this Court at 9:45 A.M. on the 17th day of March, 2023, at the Courthouse located at 1 South Main Street, New City, New York, for an order pursuant to Rule 3211(a)(7) dismissing the Amended Compliant as against him with prejudice.

PLEASE TAKE FURTHER NOTICE THAT PLEASE that, pursuant to CPLR 2214(b), you are hereby required to serve copies of your answering papers on the undersigned no later than the seventh (7th) day prior to the date set above for the submission of this motion.

Dated: New York, New York
February 21, 2023

Respectfully submitted,

/s/ Andrew W. Schilling
Andrew W. Schilling
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TO: ALL COUNSEL OF RECORD